

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

DAVID ELIAS SERUR,

Defendant.

Case No.: 05-163M

DETENTION ORDER

Offense charged:

Count 1: Conspiracy to Possess with Intent to Distribute Heroin (21 U.S.C. §§ 841(a)(1), 841(B)(1)(A)(i), and 846.

Counts 4, 16, and 24: Possession with Intent to Distribute Heroin (21 U.S.C. §§ 841(a)(1) and 841(b)(1)(A)(i), and 18 U.S.C. § 2.

Date of Detention Hearing: April 5, 2005

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

(1) In the Pretrial Services Report of April 5, 2005, defendant did not interview with

01 Pretrial Services which was therefore unable to make recommendations regarding safety or
02 assurance of return.

03 (2) The defendant has no ties to the community.

04 (3) The offenses charged carry substantial penalties.

05 (4) There appear to be no conditions or combination of conditions that will reasonably
06 assure the defendant's appearance at future Court hearings and that will address the danger to
07 other persons or the community.

08 IT IS THEREFORE ORDERED:

09 (1) Defendant shall be detained pending trial and committed to the custody of the
10 Attorney General for confinement in a correction facility separate, to the extent
11 practicable, from persons awaiting or serving sentences or being held in custody
12 pending appeal;

13 (2) Defendant shall be afforded reasonable opportunity for private consultation with
14 counsel;

15 (3) On order of a court of the United States or on request of an attorney for the
16 Government, the person in charge of the corrections facility in which defendant is
17 confined shall deliver the defendant to a United States Marshal for the purpose of
18 an appearance in connection with a court proceeding; and

19 (4) The Clerk shall direct copies of this Order to counsel for the United States, to
20 counsel for the defendant, to the United States Marshal, and to the United States
21 Pretrial Services Officer.

22 DATED this 6th day of April, 2005.

23
24 s/JAMES P. DONOHUE
25 United States Magistrate Judge
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